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**March 14, 2019**

***Delivered by Email and By Hand***

**Supreme Court of Canada**  
Supreme Court of Canada Building  
Wellington Street  
Ottawa, Ontario K1A 0J1

**Attention:** Mr. Roger Bilodeau, Q.C., Registrar

**Dear Registrar:**

**RE: Atlantic Lottery Corporation Inc. – Société des Loteries de l'Atlantique v. Douglas Babstock and Fred Small AND Bally Gaming Canada Ltd. and Bally Gaming Inc. (First Application); AND VLC, Inc., IGT-Canada Inc., International Game Technology, Spielo International Canada ULC, Tech Link International Entertainment v. Douglas Babstock and Fred Small AND Bally Gaming Canada Ltd. and Bally Gaming Inc. (Second Application) – SCC File No.: 38521**

We are co-counsel for the Interveners, Bally Gaming Canada Ltd. and Bally Gaming Inc., in the above-referenced First and Second applications for leave to appeal.

The Interveners adopt the statement of facts set forth by Atlantic Lottery Corporation-Societe Des Loteries De L'Atlantique ("ALC") in the First Application and the supplemental statement of facts set forth by the Applicants, VLC, Inc., IGT-Canada Inc., International Game Technology, Spielo International Canada ULC and Tech Link International Entertainment Limited ("Second Applicants") in the Second Application.

The Interveners adopt the submissions contained in the Memorandum of Argument of ALC in the First Application and the supplemental submissions in the Memorandum of Argument of the Second Applicants in the Second Application.

The Interveners rely on and refer the panel to the Application for Leave to Appeal of the Applicant, ALC (First Application) which contains the Statement of Claim dated April 26, 2012 at Tab 9 under Documents Relied Upon.

If leave to appeal is granted, the Interveners respectfully request that costs be in accordance with the usual practice of this Court.

The Interveners seek an order granting leave to appeal to the Supreme Court of Canada from the decision of the Newfoundland and Labrador Court of Appeal, dated December 10, 2018, with costs in the cause.

For your information, an electronic copy of this letter was sent to the attention of the Registry at Registry-Greffe@SCC-CSC.CA. By copy of that email, service was effected upon the Ottawa agents to counsel for the parties pursuant to Rule 20(1)(d.1).

If you have any questions concerning the aforementioned, please contact the undersigned.

Yours truly,

BENSON BUFFETT PLC INC.  
Co-Counsel for the Interveners,  
Bally Gaming Canada Ltd. and Bally Gaming Inc.

*Megan Reynolds*

for

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